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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Tsutomu Okada

Examiner: Peter J. Vrettakos

Serial No: 10/718,189

Art Unit: 3739

Filed: November 20, 2003

Docket: 17272

For: DIATHERMIC CUTTER

Dated: September 15, 2006

Conf. No.: 9810

**Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450**

AMENDMENT UNDER 37 C.F.R. § 1.114

Sir:

In response to the Final Official Action dated May 15, 2006, Applicant has filed a Request For Continued Examination (RCE) herewith along with the present Amendment Under 37 C.F.R. § 1.114. Applicant respectfully requests that, prior to continued examination, the above-identified application be amended as follows:

CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being facsimile transmitted to facsimile number 571-273-8300 at the U.S. Patent and Trademark Office on the date shown below.

Dated: September 15, 2006

Thomas Spinelli

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